

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
MONADNOCK CONSTRUCTION, INC.,

Plaintiff,

-against-

WESTCHESTER FIRE INSURANCE
COMPANY,

Defendant.

-----X

WESTCHESTER FIRE INSURANCE
COMPANY,

Third-Party Plaintiff,

-against-

GLASSWALL, LLC, UGO COLOMBO, and
SARA JAYNE KENNEDY COLOMBO,

Third-Party Defendants.

-----X

Case No.: 16 CIV. 00420 (JBW)
ECF Case

**NOTICE OF RETURNS
OF SERVICE OF THIRD
PARTY SUMMONS AND
COMPLAINT UPON
UGO COLOMBO**

PLEASE TAKE NOTICE that appended hereto are Returns of Service Affidavits showing service of the Third Party Summons and Third Party Complaint of Westchester Fire Insurance Company upon Third-Party Defendant Ugo Colombo pursuant to Federal Rule of Civil Procedure 4(e)(1) and Rules 308 and 313 of the New York Civil Practice Law and Rules. Pursuant to Rule 308, service is complete ten days after the filing hereof.

Dated: New York, New York
September 29, 2017

COZEN O'CONNOR

By: /s/ John J. Sullivan
John J. Sullivan
45 Broadway Atrium, Suite 1600

New York, NY 10006
P: 212-453-3729
F: 646-461-2073
JSullivan@cozen.com

Robert McL. Boote*
**Admitted Pro Hac Vice*
Suite 400, 200 Four Falls Corporate Center
P.O. Box 800
West Conshohocken, PA 19428
P: 215-665-4630
F: 215-701-2424
RBoote@cozen.com

Attorneys for Defendant
Westchester Fire Insurance Company

RETURN OF SERVICE

**UNITED STATES DISTRICT COURT
District of Eastern NY**

Case Number: 1:16-CV-00420-JBW-VMS

Plaintiff:

MONADNOCK CONSTRUCTION, INC.,

vs.

Defendant:

WESTCHESTER FIRE INSURANCE COMPANY,

For:

John J Sullivan
Cozen O'Connor
45 Broadway Atrium
Suite 1600
New York, NY 10006

Received by DLE Process Servers, Inc on the 20th day of September, 2017 at 1:32 pm to be served on **Ugo Colombo, 5020 North Bay Road, Miami, FL 33140.**

I, Kenny Gallego, do hereby affirm that on the **27th day of September, 2017 at 9:06 am, I:**

SUBSTITUTE served by delivering a true copy of the **Third-Party Summons, Third-Party Complaint, and Exhibits.** with the date and hour of service endorsed thereon by me, to: **Bozena Doe (Refused last name)** as **Head Of Housekeeping** at the address of: **5020 North Bay Road, Miami, FL 33140,** the within named person's usual place of **Abode,** who is eighteen (18) years of age or older and informed said person of the contents therein, in compliance with state statutes.

Military Status: The person served with said documents refused to state whether or not the Defendant is in the Military Service of the United States of America.

Marital Status: Based upon inquiry of party served, they refused to state whether or not the Defendant is married.

Additional Information pertaining to this Service:

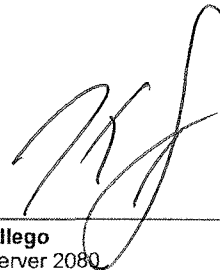
At the time of service, head of housekeeping came out and stated Mr. Colombo is not in town. She then called Rene, property manager, and he told her to accept service only if no signature was required. Bozena took the documents but refused to provide her last name.

On 9/26/2017, a copy of the summons and third party complaint was mailed to Ugo Colombo by First Class Mail to 5020 N Bay Road, Miami, FL in a plain envelope which was marked **PERSONAL AND CONFIDENTIAL** and it did not indicate that the communication was from an attorney or concerned a legal action

Description of Person Served: Age: 50, Sex: F, Race/Skin Color: Hispanic, Height: 5'4, Weight: 140, Hair: D.Brown, Glasses: Y

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served.

Under penalties of perjury, I declare that I have read the foregoing Verified Return of Service and that the facts stated are true. F.S. 92.525. NOTARY NOT REQUIRED PURSUANT TO F.S. 92.525



Kenny Gallego
Process Server 2080

DLE Process Servers, Inc
936 Sw 1st Avenue
#261
Miami, FL 33130
(786) 220-9705

Our Job Serial Number: DLE-2017027283

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

RUSH

-----X
MONADNOCK CONSTRUCTION, INC.,

Case No.: 16 CIV. 00420 (JBW)
ECF Case

Plaintiff,

-against-

WESTCHESTER FIRE INSURANCE
COMPANY,

THIRD-PARTY SUMMONS

Defendant.
-----X

WESTCHESTER FIRE INSURANCE
COMPANY,

Third-Party Plaintiff,

-against-

GLASSWALL, LLC, UGO COLOMBO, and
SARA JAYNE KENNEDY COLOMBO

Third-Party Defendants.
-----X

TO: Glasswall, LLC
1550 Biscayne Blvd, Suite 300
Miami, Florida 33132

Ugo Colombo
5020 North Bay Road
Miami, Florida 33140

Sara Jayne Kennedy Colombo
5020 North Bay Road
Miami, Florida 33140

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the defendant and third-party plaintiff an answer to the attached complaint or a motion under Rule

9/27/17
9:06am
Bozeng
#62080

12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the third-party plaintiff or its attorney, whose name and address are:

John J. Sullivan
45 Broadway Atrium, Suite 1600
New York, NY 10006
P: 212-453-3729
F: 646-461-2073
JSullivan@cozen.com

Robert McL. Boote*
*Admitted Pro Hac Vice
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P.O. Box 800
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F: 215-701-2424
RBoote@cozen.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Dated: 9/20/2017

DOUGLAS C. PALMER
CLERK OF COURT



/s/ G. Barrett
Signature of Clerk or Deputy Clerk